

Exhibit A

SUMMONS ISSUED
FILED
San Francisco County Superior Court

30
FEB 20 2007

GORDON PARK-LI, Clerk
BERNADETTE THOMPSON
Deputy Clerk

1 AMANDA UHRHAMMER (SBN 199445)
2 WILL M. YAMADA (SBN 226669)
3 MASTAGNI, HOLSTEDT, AMICK,
4 MILLER, JOHNSEN & UHRHAMMER
A Professional Corporation
5 1912 "I" Street
6 Sacramento, California 95814
7 Telephone: (916) 446-4692
8 Facsimile: (916) 447-4614

9 Attorneys for Plaintiffs

10 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 IN AND FOR THE COUNTY OF SAN FRANCISCO**

12 SAN FRANCISCO DEPUTY SHERIFFS'
13 ASSOCIATION; DENNIS CARTER;
14 MICHAEL JONES; ALISA ZEHNER;
15 JOANNA CROTTY; VINCENT QUOCK;
16 TEQUISHA CURLEY; ANJIE VERSHER;

17 Plaintiff,

18 v.

19 CITY AND COUNTY OF SAN FRANCISCO
20 OFFICE OF THE SHERIFF; MICHAEL
21 HENNESSEY; JAN DEMPSEY; THOMAS
22 ARATA; and DOES 1 through 100, Inclusive,

23 Defendants.

24 Case No.: **CPF-07-507047**

25 **CLASS ACTION
26 COMPLAINT FOR DAMAGES,
27 DISCRIMINATION UPON GENDER;
28 JURY TRIAL DEMANDED**

29 Plaintiffs allege as follows:

30 Plaintiffs, SAN FRANCISCO DEPUTY SHERIFFS' ASSOCIATION, DENNIS CARTER,
31 MICHAEL JONES, ALISA ZEHNER, JOANNA CROTTY, VINCENT QUOCK, TEQUISHA
32 CURLEY, and ANJIE VERSHER and the ("Plaintiffs") file this complaint on behalf of themselves
33 and others similarly situated and allege against Defendants CITY AND COUNTY OF SAN
34 FRANCISCO OFFICE OF THE SHERIFF (hereinafter referred to as the DEPARTMENT).
35 MICHAEL HENNESSEY, JAN DEMPSEY and THOMAS ARATA and Does 1 to 100, inclusive.

36 **COMPLAINT FOR DAMAGES:
37 JURY TRIAL DEMANDED**

38 1

1 and each of them, violations of the California Penal Code and California Government Code.
 2 Plaintiffs allege the Defendants instituted a policy and practice to use only female deputies in female
 3 pods of County Jail #8 and furthermore instituted a policy and practice, stated and implemented, that
 4 created a two-tiered gender-based system for determination of regular days off.

5 Under the governing laws enumerated below, Plaintiffs and others similarly situated are due
 6 damages, penalties, interest, costs and attorneys' fees. These employment practices are unlawful,
 7 unfair, contrary to the public policy of the State of California and the United States of America, and
 8 violate state statutes, including California's Government Code and California's Penal Code.
 9 (California Penal Code §4021 et seq. and California Government Code §12926, et seq.)

10 **CLASS ACTION ALLEGATIONS**

11 1. Plaintiffs bring this action on their own behalf and on behalf of all persons similarly
 12 situated. The class that Plaintiffs represent is composed of San Francisco City and County Deputy
 13 Sheriffs. The persons in the class are so numerous, consisting of approximately 800 individuals, that
 14 the joinder of all such persons is impracticable and that the disposition of their claims in a class action
 15 rather than in individual actions will benefit the parties and the court.

16 2. There is a well-defined community of interest in the questions of law and fact
 17 affecting the plaintiff class, including, but not limited as follows:

- 18 a) Whether or not the policy requiring that only female deputies work in the
 19 female pods of CJ8 is discriminatory in application, on its face and/or in
 20 impact.
- 21 b) Whether preventing male deputies from working in the female pods of CJ8 is
 22 discriminatory in application, on its face and/or in impact.
- 23 c) Whether there is any reason which justifies the discriminatory application,
 24 facial and/or impact of the minimum female staffing requirement as described
 25 herein so as to eliminate liability.
- 26 d) Whether the two-tiered seniority policy implemented to determine regular days
 27 off is discriminatory in application, on its face and/or in impact.
- 28 e) Whether there is any reason which justifies the discriminatory application,
 29 facial and/or impact of the two-tiered gender-based system for determination

of regular days off so as to eliminate liability..

f) To what nature and extent said alleged discriminatory conduct results or has resulted in damage to the Plaintiff class.

These questions of law and fact predominate over questions that affect only individual class members. Proof of a common or single state of facts will establish the right of each member of the class to recover. The claims of the plaintiffs are typical of those of the class and plaintiffs will fairly and adequately represent the interests of the class.

8 3. The prosecution of individual remedies by members of the plaintiff class would tend
9 to establish inconsistent standards of conduct for the defendant and would result in the impairment
10 of class members' rights and the disposition of their interests through actions to which they were not
11 parties.

PRELIMINARY PARAGRAPHS

4. Plaintiffs DENNIS CARTER, MICHAEL JONES, ALISA ZEHNER, JOANNA CROTTY, VINCENT QUOCK, TEQUISHA CURLEY, and ANJIE VERSHER (hereinafter "Plaintiffs"), are individuals and are now, and at all times mentioned herein were, residents of the State of California. Plaintiff SAN FRANCISCO DEPUTY SHERIFFS' ASSOCIATION is and was at all relevant times a membership association comprised of San Francisco County Deputy Sheriffs, and is and was at all relevant times, based in the City and County of San Francisco, California. Said association is organized under the laws of the State of California.

5. At all times mentioned herein, Plaintiffs were employees of Defendant, CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF as are the members of the plaintiff class. Plaintiff SFDSA is a representative of plaintiff class members.

6. Defendant, CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF (hereinafter referred to as the DEPARTMENT) is, and at all times herein mentioned was, a California municipal entity in the State of California and is an entity subject to suit under the California Department of Fair Employment and Housing Act, Government Code §12900 *et seq.* (“FEHA”).

1 7. Defendant MICHAEL HENNESSEY is, and at all times mentioned herein was,
 2 employed by Defendant, the DEPARTMENT as Sheriff, and was, at all times mentioned herein,
 3 acting within the course and scope of his employment with said Defendant DEPARTMENT, and is
 4 sued herein individually and as an employee of said Defendant.

5 8. Defendant JAN DEMPSEY is, and at all times mentioned herein was, employed by
 6 Defendant DEPARTMENT, as Undersheriff, and was, at all times mentioned herein, acting within
 7 the course and scope of her employment with said Defendant, and is sued herein individually and as
 8 an employee of said Defendant.

9 9. Defendant THOMAS ARATA is, and at all times mentioned herein was, employed
 10 by Defendant DEPARTMENT, as Chief Deputy, and was, at all times mentioned herein, acting within
 11 the course and scope of his employment with said Defendant, and is sued herein individually and as
 12 an employee of said Defendant.

13 10. The true names and capacities, whether individual, public, political or otherwise, of
 14 DOE Defendants 1 to 100, inclusive, are unknown to Plaintiffs and the plaintiff class, who therefore
 15 sue said Defendants by such fictitious names, pursuant to Code of Civil Procedure section 474.
 16 Plaintiffs are informed and believe, and upon such information and belief, allege, that each of said
 17 Defendants is responsible in some manner for the events and happenings hereinafter referred to, and
 18 that Defendants were the agents and employees of their codefendants, and in doing the things alleged
 19 in this complaint were acting within the course and scope of that agency and employment, and it shall
 20 be deemed that said Defendant Does 1 to 100, inclusive, and each of them, are likewise the subject
 21 of said charging allegations.

22 11. Plaintiffs are informed and believe, and upon such information and belief, allege that
 23 at all times herein mentioned, each Defendant was the agent, servant, and/or employee of the
 24 remaining Defendants, and at all times herein mentioned, were acting individually and within the
 25 course and scope of said agency and/or employment.

26 12. At all times herein relevant, each Defendant, including each DOE Defendant, was the
 27 agent, joint venturer, servant, and/or employee of Defendants, and in committing the acts and
 28 omissions as herein alleged, was acting within the course and scope of his or her position, and was

1 an agent of the other Defendants and ratified the conduct of the other Defendants.

2 13. Plaintiffs have complied with all applicable claims statutes and have exhausted all
 3 relevant administrative remedies. Plaintiffs have filed complaints with the Department of Fair
 4 Employment and Housing and have received "Right to Sue" notices.

5 14. Plaintiffs, on behalf of themselves and others similarly situated seek recovery of
 6 damages arising from Defendants' tortious and discriminatory acts against them including tort and
 7 punitive damages, and statutory attorney's fees and costs. Plaintiffs have incurred and will continue
 8 to incur attorneys fees and costs. Such attorneys fees and costs are necessary for the prosecution of
 9 this action and will result in a benefit to each of the members of the class.

10 **EXCEPTION FROM THE EXCLUSIVE REMEDY RULE**

11 15. Plaintiffs' claims are excepted from the Exclusive Remedy Rule of workers'
 12 compensation on the grounds that Defendants' actions are in violation of California's Fair
 13 Employment and Housing Act, Gov. Code § 12940 *et seq.*, and that the conditions under which
 14 Plaintiff was forced to work were not a normal part of the employment relationship. (*Accardi v.*
 15 *Superior Court* (1993) 17 Cal.App.4th 341.)

16 **FACTS COMMONS TO ALL CAUSES OF ACTION**

17 16. Plaintiffs, and those similarly situated, at all relevant times have been employed by
 18 Defendant DEPARTMENT as deputy sheriffs.

19 17. On or about September 28, 2006, the Plaintiff SAN FRANCISCO DEPUTY
 20 SHERIFFS' ASSOCIATION (hereinafter SFDSA) discovered Defendants' plans to move all female
 21 inmates to the County Jail #8 (hereinafter CJ8), effective October 7, 2006. The DEPARTMENT also
 22 unilaterally implemented a policy requiring 5 female deputies be assigned per watch to the three
 23 female inmate pods. This policy necessitated that most, if not all, female deputies working in CJ8
 24 be assigned to the female pods of CJ8.

25 18. In addition to the minimum female staffing requirements, the DEPARTMENT
 26 implemented a policy and practice of precluding male officers from working in the female pods of
 27 CJ8.

1 19. In addition to the minimum female staffing requirements, and in addition to the
 2 restriction precluding male deputies from working in the female pods of CJ8, the DEPARTMENT
 3 created a policy whereby the seniority lists were divided by gender, creating a gender-based two-
 4 tiered process for selecting regular days off. This policy allows, for instance, a female deputy with
 5 less seniority than her male counterpart to select days off because her seniority is only compared to
 6 that of her female co-workers, and vice versa. This policy was initially implemented out of necessity
 7 and as an incentive in order to address the assignment of the female deputies to the female pods of
 8 CJ8. Since male deputies were precluded from requesting assignments in the female pods of CJ8 and
 9 female deputies were assigned only to the female pods of CJ8, the DEPARTMENT created a gender-
 10 based two-tiered seniority system for purposes of selecting regular days' off. Said policy is
 11 discriminatory.

12 20. On or about October 2, 2006, the SFDSA wrote to Defendant HENNESSEY
 13 expressing their objection to the new policies.

14 21. On or about October 18, 2006, Chief Deputy Thomas Arata informed the SFDSA that
 15 the Sheriff intended to proceed with the "new female staffing minimums" at CJ8 and with the two-
 16 tiered gender-based seniority system pertaining to selection of regular days off.

17 22. Attached to the correspondence dated October 18, 2006 from Chief Deputy Thomas
 18 Arata was a memo from Chief Deputy Arata to "All Custody Division Personnel". This memo
 19 indicated that no female deputies would be assigned to County Jails #1 and #2 and that only female
 20 deputies would be assigned to the female pods in CJ8.

21 23. On or about October 19, 2006, the SFDSA wrote to Micki Callahan, Director of
 22 Employee Relations Division in the Department of Human Resources complaining of the policy to
 23 staff only female officers in the female pods of CJ8 and to permit the implementation of a two-tiered
 24 seniority system of selection of regular days off based upon gender.

25 24. On or about October 19, 2006, the SFDSA wrote to Defendant DEMPSEY confirming
 26 conversations occurring between the SFDSA and the DEPARTMENT regarding the minimum female
 27 staffing and gender-based two-tiered seniority system for selection of regular days off. This letter set
 28 forth counter proposals by the SFDSA permitting the primary deputy assignments to be filled by

1 female officers, but that secondary deputy assignments could be either male or female deputies. This
 2 offer was not accepted and the DEPARTMENT implemented their minimum female staffing policy
 3 and two-tiered gender-based seniority system for selection of regular days off.

4

5 25. California Penal Code §4021 states as follows in relevant part:

6 “(a) Whenever any female prisoner or prisoners are confined in any local detention facility
 7 in the state, there shall be an appropriately trained female custodial person assigned,
 8 available and accessible for the supervision of the female prisoners.

9 (b) It shall be unlawful for any officer, station officer, jailer or custodial personnel to
 10 search the person of any prisoner of the opposite sex, or to enter into the room or cell
 11 occupied by any prisoner of the opposite sex, except in the company of an employee
 12 of the same sex as the prisoner. **Except as provided herein, the provisions of this**
 13 **subdivision shall not be applied to discriminate against any employee by**
 14 **prohibiting appointment or work assignment on the basis of sex of the employee.**

15 ...” (Emphasis added). The policies implemented by the DEPARTMENT violate this statute.

16 26. No legitimate business reason has been provided by Defendants sufficient to justify
 17 the implementation of the gender-based policies, nor has any necessity been shown.

18 27. As a result of the minimum female staffing policy, female deputies are wrongfully
 19 prevented from working in other areas of CJ8, and therefore, are prevented from obtaining training
 20 and experience to enable them to promote or otherwise progress in their career in law enforcement.
 21 Female deputies have been deprived. Additionally, male deputies are prevented from working in the
 22 female pods of CJ8, and are therefore, prevented from acquiring said experience and training which
 23 would come from such an assignment. These deprivations are a result of policies based solely upon
 24 their gender.

25 28. As a result of the gender-based two-tiered seniority system for selection of regular
 26 days off, deputies with more seniority are being wrongfully deprived of their right to select regular
 27 days off based upon their seniority due to their gender and are therefore forced to work undesirable
 28 or less desirable shifts and schedules.

1 29. As a result of the new policy precluding male deputies from working in the female
2 pods of CJ8, all male deputies are precluded from signing up for overtime shifts at these female pods.
3 Additionally, as a result of the new policy requiring only female deputies to work in the female
4 pods of CJ8, female deputies from other facilities are being forced to work overtime at the female
5 pods of CJ8. Accordingly, female deputies are restricted from working overtime shifts at the
6 facility of their choice because of their gender.

7 30. As a result of the new policy requiring only female deputies to work at CJ8, female
8 deputies from other facilities have been involuntarily transferred to work at CJ8.

9 31. Plaintiffs, individually and on behalf of others similarly situated attempted to resolve
10 these issues with Defendants without success.

32. A Memorandum of Understanding (hereinafter referred to as MOU) between the
DEPARTMENT and the deputies employed in the DEPARTMENT governs conditions of
employment of the deputies.

FIRST CAUSE OF ACTION

**(DISCRIMINATION BASED ON GENDER IN
VIOLATION OF GOVERNMENT CODE § 12940 et seq)**

17 33. The allegations of paragraphs 1 through 32 are re-alleged and incorporated herein by
18 reference. This cause of action is pled against all Defendants.

19 34. Plaintiffs are members of a protected class based on their gender.

20 35. Defendants were at all material times employers within the meaning of Government
21 Code section 12926(c) and, as such, were barred from discriminating against Plaintiffs on the basis
22 of their gender, as set forth in Government Code section 12940, et seq..

23 36. Defendants engaged in discriminatory employment practices relating to employment,
24 position assignments, scheduling and transfer requests of employees based upon gender, and the
25 processing and investigation of the discrimination complaints filed by Plaintiffs and others similarly
26 situated or on behalf of those similarly situated, which were discriminatory on their face, in
27 implementation and impact. These employment practices consisted of the enactment of policies and
28 procedures that had the effect of a disproportionate adverse impact on Plaintiffs and others similarly

CLASS ACTION COMPLAINT FOR DAMAGES;
JURY TRIAL DEMANDED

1 situated who were assigned to positions, or who were denied assignment to positions, based solely
 2 upon their gender. These employment practices furthermore consisted of the development of a policy
 3 and/or procedure by which determination of regular days off for employees was based upon gender.
 4 This employment practice caused significant disproportionate adverse impact on Plaintiffs and other
 5 members of Plaintiffs' protected group.

6 37. As a direct and proximate result of Defendants' conduct, Plaintiffs and others similarly
 7 situated have suffered and continue to suffer substantial losses incurred, including, but not limited
 8 to, lost earnings, lost opportunity for career advancement, lost overtime opportunities, lost
 9 opportunities to obtain needed experience and training for promotion and other career advancement,
 10 and other employment benefits they would have received had Defendants not engaged in the
 11 aforementioned conduct.

12 38. As a proximate result of Defendants' conduct, Plaintiffs and others similarly situated
 13 have suffered and continue to suffer emotional distress, embarrassment, anxiety, and humiliation, and
 14 damage in an amount according to proof.

15 39. Defendants committed the acts alleged herein maliciously, fraudulently, and
 16 oppressively, in bad faith, with the wrongful intention of injuring Plaintiffs and others similarly
 17 situated, from an improper and evil motive amounting to malice, in a conscious disregard of
 18 Plaintiffs' rights and the rights of others similarly situated. Plaintiffs and others similarly situated are
 19 thus entitled to recover punitive damages from Defendants in an amount according to proof.

20 40. As a result of Defendants' discriminatory acts as alleged herein, it was necessary for
 21 Plaintiffs to retain counsel to represent them, and Plaintiffs and others similarly situated therefore are
 22 entitled to reasonable attorneys' fees and costs of suit as provided by Government Code section
 23 12965(b) and as otherwise permitted by law.

24 WHEREFORE, Plaintiffs request relief as hereinafter provided.

25

26 **PRAYER FOR RELIEF**

27 WHEREFORE, Plaintiffs pray for judgment as follows:

28 1. For compensatory damages, and other monetary relief according to proof;

- 1 2. For general damages and non-economic damages according to proof;
- 2 3. For prejudgment interest at the prevailing legal rate;
- 3 4. For punitive damages according to proof;
- 4 5. For attorneys fees incurred on behalf of Plaintiffs and the class;
- 5 6. For injunctive relief;
- 6 7. For costs of suit herein incurred; and
- 7 8. For such other and further relief as the court deems just and proper.

8
9 Dated: February 16, 2007

10 **MASTAGNI, HOLSTEDT, AMICK,**
11 **MILLER, JOHNSEN & UHRHAMMER**

12 
13 **AMANDA UHRHAMMER**
14 Attorneys for Plaintiffs

Exhibit B

1 AMANDA UHRHAMMER (SBN 199445)
2 WILL M. YAMADA (SBN 226669)
3 MASTAGNI, HOLSTEDT, AMICK,
4 MILLER, JOHNSEN & UHRHAMMER
5 *A Professional Corporation*
6 1912 "I" Street
7 Sacramento, California 95814
8 Telephone: (916) 446-4692
9 Facsimile: (916) 447-4614
10 Attorneys for Plaintiffs

ENDORSED
FILED
San Francisco County Superior Court

MAR 15 2007

GORDON PARK-LI, Clerk
BY: DENNIS BRADY
Deputy Clerk

9 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 IN AND FOR THE COUNTY OF SAN FRANCISCO

12 SAN FRANCISCO DEPUTY SHERIFFS'
13 ASSOCIATION; DENNIS CARTER;
14 MICHAEL JONES, ALISA ZEHNER;
15 JOANNA CROTTY; VINCENT QUOCK;
16 TEQUISHA CURLEY; ANJIE VERSHER;
17 Plaintiff,

Case No.: CPF-07-507 047

FIRST-AMENDED
CLASS ACTION
COMPLAINT FOR DAMAGES,
DISCRIMINATION UPON GENDER;
JURY TRIAL DEMANDED

18 v.
19 CITY AND COUNTY OF SAN FRANCISCO
20 OFFICE OF THE SHERIFF; MICHAEL
21 HENNESSEY; JAN DEMPSEY; and DOES 1
22 through 100, Inclusive,

Defendants.

22 Plaintiffs allege as follows:

23 Plaintiffs, SAN FRANCISCO DEPUTY SHERIFFS' ASSOCIATION, DENNIS CARTER,
24 MICHAEL JONES, ALISA ZEHNER, JOANNA CROTTY, VINCENT QUOCK, TEQUISHA
25 CURLEY, and ANJIE VERSHER and the ("Plaintiffs") file this complaint on behalf of themselves
26 and others similarly situated and allege against Defendants CITY AND COUNTY OF SAN
27 FRANCISCO OFFICE OF THE SHERIFF (hereinafter referred to as the DEPARTMENT),
28 MICHAEL HENNESSEY, and JAN DEMPSEY and Does 1 to 100, inclusive, and each of them,

FIRST-AMENDED CLASS ACTION COMPLAINT
JURY TRIAL DEMANDED

San Francisco County Case No. CPF-07-507 047

1 violations of the California Penal Code and California Government Code. Plaintiffs allege the
 2 Defendants instituted a policy and practice to use only female deputies in female pods of County Jail
 3 #8 and furthermore instituted a policy and practice, stated and implemented, that created a two-tiered
 4 gender-based system for determination of regular days off.

5 Under the governing laws enumerated below, Plaintiffs and others similarly situated are due
 6 damages, penalties, interest, costs and attorneys' fees. These employment practices are unlawful,
 7 unfair, contrary to the public policy of the State of California and the United States of America, and
 8 violate state statutes, including California's Government Code and California's Penal Code.
 9 (California Penal Code §4021 et seq. and California Government Code §12926, et seq.)

10 **CLASS ACTION ALLEGATIONS**

11 1. Plaintiffs bring this action on their own behalf and on behalf of all persons similarly
 12 situated. The class that Plaintiffs represent is composed of San Francisco City and County Deputy
 13 Sheriffs. The persons in the class are so numerous, consisting of approximately 800 individuals, that
 14 the joinder of all such persons is impracticable and that the disposition of their claims in a class action
 15 rather than in individual actions will benefit the parties and the court.

16 2. There is a well-defined community of interest in the questions of law and fact
 17 affecting the plaintiff class, including, but not limited as follows:

- 18 a) Whether or not the policy requiring that only female deputies work in the
 19 female pods of CJ8 is discriminatory in application, on its face and/or in
 20 impact.
- 21 b) Whether preventing male deputies from working in the female pods of CJ8 is
 22 discriminatory in application, on its face and/or in impact.
- 23 c) Whether there is any reason which justifies the discriminatory application,
 24 facial and/or impact of the minimum female staffing requirement as described
 25 herein so as to eliminate liability.
- 26 d) Whether the two-tiered seniority policy implemented to determine regular days
 27 off is discriminatory in application, on its face and/or in impact.
- 28 e) Whether there is any reason which justifies the discriminatory application,
 29 facial and/or impact of the two-tiered gender-based system for determination

1 of regular days off so as to eliminate liability..

2 f) To what nature and extent said alleged discriminatory conduct results or has
3 resulted in damage to the Plaintiff class.

4 These questions of law and fact predominate over questions that affect only individual class
5 members. Proof of a common or single state of facts will establish the right of each member of the
6 class to recover. The claims of the plaintiffs are typical of those of the class and plaintiffs will fairly
7 and adequately represent the interests of the class.

8 3. The prosecution of individual remedies by members of the plaintiff class would tend
9 to establish inconsistent standards of conduct for the defendant and would result in the impairment
10 of class members' rights and the disposition of their interests through actions to which they were not
11 parties.

12 **PRELIMINARY PARAGRAPHS**

13 4. Plaintiffs DENNIS CARTER, MICHAEL JONES, ALISA ZEHNER, JOANNA
14 CROTTY, VINCENT QUOCK, TEQUISHA CURLEY, and ANJIE VERSHER (hereinafter
15 "Plaintiffs"), are individuals and are now, and at all times mentioned herein were, residents of the
16 State of California. Plaintiff SAN FRANCISCO DEPUTY SHERIFFS' ASSOCIATION is and was
17 at all relevant times a membership association comprised of San Francisco County Deputy Sheriffs.
18 and is and was at all relevant times, based in the City and County of San Francisco, California. Said
19 association is organized under the laws of the State of California.

20 5. At all times mentioned herein, Plaintiffs were employees of Defendant, CITY AND
21 COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF as are the members of the plaintiff
22 class. Plaintiff SFDSA is a representative of plaintiff class members.

23 6. Defendant, CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE
24 SHERIFF (hereinafter referred to as the DEPARTMENT) is, and at all times herein mentioned was,
25 a California municipal entity in the State of California and is an entity subject to suit under the
26 California Department of Fair Employment and Housing Act, Government Code §12900 *et seq.*
27 ("FEHA").

28

1 7. Defendant MICHAEL HENNESSEY is, and at all times mentioned herein was,
 2 employed by Defendant, the DEPARTMENT as Sheriff, and was, at all times mentioned herein,
 3 acting within the course and scope of his employment with said Defendant DEPARTMENT, and is
 4 sued herein individually and as an employee of said Defendant.

5 8. Defendant JAN DEMPSEY is, and at all times mentioned herein was, employed by
 6 Defendant DEPARTMENT, as Undersheriff, and was, at all times mentioned herein, acting within
 7 the course and scope of her employment with said Defendant, and is sued herein individually and as
 8 an employee of said Defendant.

9 9. The true names and capacities, whether individual, public, political or otherwise, of
 10 DOE Defendants 1 to 100, inclusive, are unknown to Plaintiffs and the plaintiff class, who therefore
 11 sue said Defendants by such fictitious names, pursuant to Code of Civil Procedure section 474.
 12 Plaintiffs are informed and believe, and upon such information and belief, allege, that each of said
 13 Defendants is responsible in some manner for the events and happenings hereinafter referred to, and
 14 that Defendants were the agents and employees of their codefendants, and in doing the things alleged
 15 in this complaint were acting within the course and scope of that agency and employment, and it shall
 16 be deemed that said Defendant Does 1 to 100, inclusive, and each of them, are likewise the subject
 17 of said charging allegations.

18 10. Plaintiffs are informed and believe, and upon such information and belief, allege that
 19 at all times herein mentioned, each Defendant was the agent, servant, and/or employee of the
 20 remaining Defendants, and at all times herein mentioned, were acting individually and within the
 21 course and scope of said agency and/or employment.

22 11. At all times herein relevant, each Defendant, including each DOE Defendant, was the
 23 agent, joint venturer, servant, and/or employee of Defendants, and in committing the acts and
 24 omissions as herein alleged, was acting within the course and scope of his or her position, and was
 25 an agent of the other Defendants and ratified the conduct of the other Defendants.

26 12. Plaintiffs have complied with all applicable claims statutes and have exhausted all
 27 relevant administrative remedies. Plaintiffs have filed complaints with the Department of Fair
 28 Employment and Housing and have received "Right to Sue" notices.

1 13. Plaintiffs have complied and satisfied all claims requirements.

2 14. Plaintiffs, on behalf of themselves and others similarly situated seek recovery of
3 damages arising from Defendants' tortious and discriminatory acts against them including tort and
4 punitive damages, and statutory attorney's fees and costs. Plaintiffs have incurred and will continue
5 to incur attorneys fees and costs. Such attorneys fees and costs are necessary for the prosecution of
6 this action and will result in a benefit to each of the members of the class.

7 **EXCEPTION FROM THE EXCLUSIVE REMEDY RULE**

8 15. Plaintiffs' claims are excepted from the Exclusive Remedy Rule of workers'
9 compensation on the grounds that Defendants' actions are in violation of California's Fair
10 Employment and Housing Act, Gov. Code § 12940 *et seq.*, and that the conditions under which
11 Plaintiff was forced to work were not a normal part of the employment relationship. (*Accardi v.*
12 *Superior Court* (1993) 17 Cal.App.4th 341.)

13 **FACTS COMMONS TO ALL CAUSES OF ACTION**

14 16. Plaintiffs, and those similarly situated, at all relevant times have been employed by
15 Defendant DEPARTMENT as deputy sheriffs.

16 17. On or about September 28, 2006, the Plaintiff SAN FRANCISCO DEPUTY
17 SHERIFFS' ASSOCIATION (hereinafter SFDSA) discovered Defendants' plans to move all female
18 inmates to the County Jail #8 (hereinafter CJ8), effective October 7, 2006. The DEPARTMENT also
19 unilaterally implemented a policy requiring 5 female deputies be assigned per watch to the three
20 female inmate pods. This policy necessitated that most, if not all, female deputies working in CJ8
21 be assigned to the female pods of CJ8.

22 18. In addition to the minimum female staffing requirements, the DEPARTMENT
23 implemented a policy and practice of precluding male officers from working in the female pods of
24 CJ8.

25 19. In addition to the minimum female staffing requirements, and in addition to the
26 restriction precluding male deputies from working in the female pods of CJ8, the DEPARTMENT
27 created a policy whereby the seniority lists were divided by gender, creating a gender-based two-
28 tiered process for selecting regular days off. This policy allows, for instance, a female deputy with

1 less seniority than her male counterpart to select days off because her seniority is only compared to
 2 that of her female co-workers, and vice versa. This policy was initially implemented out of necessity
 3 and as an incentive in order to address the assignment of the female deputies to the female pods of
 4 CJ8. Since male deputies were precluded from requesting assignments in the female pods of CJ8 and
 5 female deputies were assigned only to the female pods of CJ8, the DEPARTMENT created a gender-
 6 based two-tiered seniority system for purposes of selecting regular days off. Said policy is
 7 discriminatory.

8 20. On or about October 2, 2006, the SFDSA wrote to Defendant HENNESSEY
 9 expressing their objection to the new policies.

10 21. On or about October 18, 2006, Chief Deputy Thomas Arata informed the SFDSA that
 11 the Sheriff intended to proceed with the "new female staffing minimums" at CJ8 and with the two-
 12 tiered gender-based seniority system pertaining to selection of regular days off.

13 22. Attached to the correspondence dated October 18, 2006 from Chief Deputy Thomas
 14 Arata was a memo from Chief Deputy Arata to "All Custody Division Personnel". This memo
 15 indicated that no female deputies would be assigned to County Jails #1 and #2 and that only female
 16 deputies would be assigned to the female pods in CJ8.

17 23. On or about October 19, 2006, the SFDSA wrote to Micki Callahan, Director of
 18 Employee Relations Division in the Department of Human Resources complaining of the policy to
 19 staff only female officers in the female pods of CJ8 and to permit the implementation of a two-tiered
 20 seniority system of selection of regular days off based upon gender.

21 24. On or about October 19, 2006, the SFDSA wrote to Defendant DEMPSEY confirming
 22 conversations occurring between the SFDSA and the DEPARTMENT regarding the minimum female
 23 staffing and gender-based two-tiered seniority system for selection of regular days off. This letter set
 24 forth counter proposals by the SFDSA permitting the primary deputy assignments to be filled by
 25 female officers, but that secondary deputy assignments could be either male or female deputies. This
 26 offer was not accepted and the DEPARTMENT implemented their minimum female staffing policy
 27 and two-tiered gender-based seniority system for selection of regular days off.

28

1 25. California Penal Code §4021 states as follows in relevant part:

2 “(a) Whenever any female prisoner or prisoners are confined in any local detention facility
3 in the state, there shall be an appropriately trained female custodial person assigned,
4 available and accessible for the supervision of the female prisoners.

5 (b) It shall be unlawful for any officer, station officer, jailer or custodial personnel to
6 search the person of any prisoner of the opposite sex, or to enter into the room or cell
7 occupied by any prisoner of the opposite sex, except in the company of an employee
8 of the same sex as the prisoner. **Except as provided herein, the provisions of this**
9 **subdivision shall not be applied to discriminate against any employee by**
10 **prohibiting appointment or work assignment on the basis of sex of the employee.**

11 ...” (Emphasis added). The policies implemented by the DEPARTMENT violate this statute.

12 26. No legitimate business reason has been provided by Defendants sufficient to justify
13 the implementation of the gender-based policies, nor has any necessity been shown.

14 27. As a result of the minimum female staffing policy, female deputies are wrongfully
15 prevented from working in other areas of CJ8, and therefore, are prevented from obtaining training
16 and experience to enable them to promote or otherwise progress in their career in law enforcement.
17 Female deputies have been deprived. Additionally, male deputies are prevented from working in the
18 female pods of CJ8, and are therefore, prevented from acquiring said experience and training which
19 would come from such an assignment. These deprivations are a result of policies based solely upon
20 their gender.

21 28. As a result of the gender-based two-tiered seniority system for selection of regular
22 days off, deputies with more seniority are being wrongfully deprived of their right to select regular
23 days off based upon their seniority due to their gender and are therefore forced to work undesirable
24 or less desirable shifts and schedules.

25 29. As a result of the new policy precluding male deputies from working in the female
26 pods of CJ8, all male deputies are precluded from signing up for overtime shifts at these female pods.
27 Additionally, as a result of the new policy requiring only female deputies to work in the female pods
28 of CJ8, female deputies from other facilities are being forced to work overtime at the female pods of

1 CJ8. Accordingly, female deputies are restricted from working overtime shifts at the facility of their
 2 choice because of their gender.

3 30. As a result of the new policy requiring only female deputies to work at CJ8, female
 4 deputies from other facilities have been involuntarily transferred to work at CJ8.

5 31. Plaintiffs, individually and on behalf of others similarly situated attempted to resolve
 6 these issues with Defendants without success.

7 32. A Memorandum of Understanding (hereinafter referred to as MOU) between the
 8 DEPARTMENT and the deputies employed in the DEPARTMENT governs conditions of
 9 employment of the deputies.

10 **FIRST CAUSE OF ACTION**

11 **(DISCRIMINATION BASED ON GENDER IN
 12 VIOLATION OF GOVERNMENT CODE § 12940 et seq)**

13 33. The allegations of paragraphs 1 through 32 are re-alleged and incorporated herein by
 14 reference. This cause of action is pled against all Defendants.

15 34. Plaintiffs are members of a protected class based on their gender.

16 35. Defendants were at all material times employers within the meaning of Government
 17 Code section 12926(c) and, as such, were barred from discriminating against Plaintiffs on the basis
 18 of their gender, as set forth in Government Code section 12940, et seq..

19 36. Defendants engaged in discriminatory employment practices relating to employment,
 20 position assignments, scheduling and transfer requests of employees based upon gender, and the
 21 processing and investigation of the discrimination complaints filed by Plaintiffs and others similarly
 22 situated or on behalf of those similarly situated, which were discriminatory on their face, in
 23 implementation and impact. These employment practices consisted of the enactment of policies and
 24 procedures that had the effect of a disproportionate adverse impact on Plaintiffs and others similarly
 25 situated who were assigned to positions, or who were denied assignment to positions, based solely
 26 upon their gender. These employment practices furthermore consisted of the development of a policy
 27 and/or procedure, a segregated seniority list, by which determination of regular days off for employees
 28 was based upon gender. This employment practice caused significant disproportionate adverse impact

1 on Plaintiffs and other members of Plaintiffs' protected group.

2 37. As a direct and proximate result of Defendants' conduct, Plaintiffs and others similarly
 3 situated have suffered and continue to suffer substantial losses incurred, including, but not limited
 4 to, lost earnings, lost opportunity for career advancement, lost overtime opportunities, lost
 5 opportunities to obtain needed experience and training for promotion and other career advancement,
 6 and other employment benefits they would have received had Defendants not engaged in the
 7 aforementioned conduct.

8 38. As a proximate result of Defendants' conduct, Plaintiffs and others similarly situated
 9 have suffered and continue to suffer emotional distress, embarrassment, anxiety, and humiliation, and
 10 damage in an amount according to proof.

11 39. Defendants committed the acts alleged herein maliciously, fraudulently, and
 12 oppressively, in bad faith, with the wrongful intention of injuring Plaintiffs and others similarly
 13 situated, from an improper and evil motive amounting to malice, in a conscious disregard of
 14 Plaintiffs' rights and the rights of others similarly situated. Plaintiffs and others similarly situated are
 15 thus entitled to recover punitive damages from Defendants in an amount according to proof.

16 40. As a result of Defendants' discriminatory acts as alleged herein, it was necessary for
 17 Plaintiffs to retain counsel to represent them, and Plaintiffs and others similarly situated therefore are
 18 entitled to reasonable attorneys' fees and costs of suit as provided by Government Code section
 19 12965(b) and as otherwise permitted by law.

20 WHEREFORE, Plaintiffs request relief as hereinafter provided.

21 **SECOND CAUSE OF ACTION**

22 **(DISCRIMINATION BASED ON GENDER IN
 23 VIOLATION OF CALIFORNIA PENAL CODE §4021)**

24 41. The allegations of paragraphs 1 through 40 are re-alleged and incorporated herein by
 25 reference. This cause of action is pled against all Defendants.

26 42. Plaintiffs are members of a protected class based on their gender.

27 43. Defendants were at all material times employers within the meaning of Government
 28 Code section 12926(c) and, as such, were barred from discriminating against Plaintiffs on the basis

1 of their gender, as set forth in California Penal Code §4021.

2 44. Defendants engaged in discriminatory practices relating to employment, position
 3 assignments, scheduling and transfer requests of employees based upon gender, which were
 4 discriminatory on their face, in implementation and impact. These employment practices consisted
 5 of the enactment of policies and procedures that had the effect of a disproportionate adverse impact
 6 on Plaintiffs and others similarly situated who were assigned to positions, or who were denied
 7 assignment to positions, based solely upon their gender. These employment practices furthermore
 8 consisted of the development of a policy and/or procedure, a segregated seniority list, by which
 9 determination of regular days off for employees was based upon gender. This employment practice
 10 caused significant disproportionate adverse impact on Plaintiffs and other members of Plaintiffs'
 11 protected group. These policies and practices violate the California Penal Code §4021 in that said
 12 code section as set forth in paragraph 25 states, "Except as provided herein, the provisions of this
 13 subdivision shall not be applied to discriminate against any employee by prohibiting appointment or
 14 work assignment on the basis of sex of the employee."

15 In direct violation of this statute, Defendants implemented said policies and practices,
 16 prohibiting appointment and work assignments on the basis of the gender of Plaintiffs.

17 45. As a direct and proximate result of Defendants' conduct, Plaintiffs and others similarly
 18 situated have suffered and continue to suffer substantial losses incurred, including, but not limited
 19 to, lost earnings, lost opportunity for career advancement, lost overtime opportunities, lost
 20 opportunities to obtain needed experience and training for promotion and other career advancement,
 21 and other employment benefits they would have received had Defendants not engaged in the
 22 aforementioned conduct.

23 46. As a proximate result of Defendants' conduct, Plaintiffs and others similarly situated
 24 have suffered and continue to suffer emotional distress, embarrassment, anxiety, and humiliation, and
 25 damage in an amount according to proof.

26 47. Defendants committed the acts alleged herein maliciously, fraudulently, and
 27 oppressively, in bad faith, with the wrongful intention of injuring Plaintiffs and others similarly
 28 situated, from an improper and evil motive amounting to malice, in a conscious disregard of

1 Plaintiffs' rights and the rights of others similarly situated. Plaintiffs and others similarly situated
2 thus are entitled to recover punitive damages from Defendants in an amount according to proof.

3 48. As a result of Defendants' discriminatory acts as alleged herein, it was necessary for
4 Plaintiffs to retain counsel to represent them, and Plaintiffs and others similarly situated therefore are
5 entitled to reasonable attorneys' fees and costs of suit as provided by Government Code section
6 12965(b) and as otherwise permitted by law.

7 WHEREFORE, Plaintiffs request relief as hereinafter provided.

PRAYER FOR RELIEF

10 WHEREFORE, Plaintiffs pray for judgment as follows:

11 1. For compensatory damages, and other monetary relief according to proof;

12 2. For general damages and non-economic damages according to proof;

13 3. For prejudgment interest at the prevailing legal rate;

14 4. For punitive damages according to proof;

15 5. For attorneys fees incurred on behalf of Plaintiffs and the class;

16 6. For injunctive relief;

17 7. For costs of suit herein incurred; and

18 8. For such other and further relief as the court deems just and proper.

Dated: March 14, 2007

MASTAGNI, HOLSTEDT, AMICK,
MILLER, JOHNSEN & UHRHAMMER

AMANDA UHRHAMMER
Attorneys for Plaintiffs

**FIRST-AMENDED CLASS ACTION COMPLAINT FOR DAMAGES
JURY TRIAL DEMANDED**

San Francisco County Case No. CPF-07-507 047

Exhibit C

MC-050

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): AMANDA UHRHAMMER/SBN 199445 MASTAGNI, HOLSTEDT, AMICK, MILLER, JOHNSEN & UHRHAMMER A Professional Corporation 1912 I Street Sacramento, CA 95814 TELEPHONE NO. (916) 446-4692 FAX NO. (Optional) (916) 447-4614</p>	<p>FOR COURT USE ONLY</p>
<p>E-MAIL ADDRESS (Optional):</p>	
<p>ATTORNEY FOR (Name): PLAINTIFFS</p>	
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO</p>	
<p>STREET ADDRESS: 400 McAllister Street</p>	
<p>MAILING ADDRESS:</p>	
<p>CITY AND ZIP CODE: San Francisco, CA 94102</p>	
<p>BRANCH NAME:</p>	
<p>CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF</p>	
<p>SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)</p>	<p>CASE NUMBER:</p>
<p>CPF-07-507 047</p>	<p>make the following substitution:</p>

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): **Dennis Carter** makes the following substitution:

- Former legal representative Party represented self Attorney (name): **Amanda Uhrhammer**
- New legal representative Party is representing self* Attorney Lawrence D. Murray
 - Name: **Lawrence D. Murray**
 - State Bar No. (if applicable): **77536**
- Address (number, street, city, ZIP, and law firm name, if applicable): **1781 Union Street, San Francisco, CA 94123**
- Telephone No. (include area code): **(415) 673-0555 Fax: (415) 928-4084**
- The party making this substitution is a plaintiff defendant petitioner respondent other (specify):

***NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES**

- Guardian
- Personal Representative
- Conservator
- Probate fiduciary
- Trustee
- Corporation
- Guardian ad litem
- Unincorporated association

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

NOTICE TO PARTIES WITHOUT ATTORNEYS

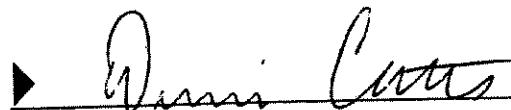
A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

4. I consent to this substitution.

Date:

DENNIS CARTER

(TYPE OR PRINT NAME)

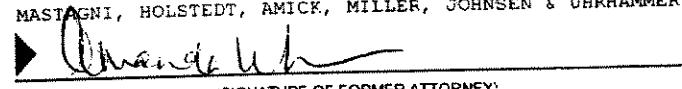

(SIGNATURE OF PARTY)

5. I consent to this substitution.

Date:

AMANDA UHRHAMMER

(TYPE OR PRINT NAME)

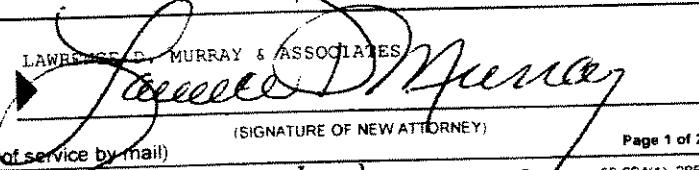

(SIGNATURE OF FORMER ATTORNEY)

6. I consent to this substitution.

Date:

LAWRENCE D. MURRAY

(TYPE OR PRINT NAME)


(SIGNATURE OF NEW ATTORNEY)

MC-050

CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE SHERIFF

CASE NUMBER:
CPF-07-507 047

PROOF OF SERVICE BY MAIL
Substitution of Attorney—Civil

Instructions: After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

1. I am over the age of 18 and **not a party to this cause**. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (specify):
2. I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of mailing:

(2) Place of mailing (city and state):

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6-20-07

MARY THERESE TULLO

(TYPE OR PRINT NAME)

Mary Therese TULLO

(SIGNATURE)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

4. a. Name of person served: LAWRENCE D. MURRAY
b. Address (number, street, city, and ZIP): 1781 UNION STREET, SAN FRANCISCO, CA 94123
- c. Name of person served:
d. Address (number, street, city, and ZIP):
- e. Name of person served:
f. Address (number, street, city, and ZIP):
- g. Name of person served:
h. Address (number, street, city, and ZIP):
- i. Name of person served:
j. Address (number, street, city, and ZIP):

List of names and addresses continued in attachment.

MC-050

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): AMANDA UHRHAMMER/SBN 199445 MASTAGNI, HOLSTEDT, AMICK, MILLER, JOHNSEN & UHRHAMMER A Professional Corporation 1912 I Street Sacramento, CA 95814 TELEPHONE NO. (916) 446-4692 FAX NO (Optional) (916) 447-4614 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): PLAINTIFFS		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO STREET ADDRESS: 400 McAllister Street MAILING ADDRESS: CITY AND ZIP CODE: San Francisco, CA 94102 BRANCH NAME:		FILED San Francisco County Superior Court JUN 2 2007 GORDON PARK, Clerk BY: <i>D. Murray</i> DEPUTY CLERK Deputy Clerk
CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF		CASE NUMBER: CPF-07-507 047
SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)		

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): MICHAEL JONES makes the following substitution:

1. Former legal representative Party represented self Attorney (name): AMANDA UHRHAMMER
2. New legal representative Party is representing self* Attorney LAWRENCE D. MURRAY
- a. Name: LAWRENCE D. MURRAY State Bar No. (if applicable): 77536
- c. Address (number, street, city, ZIP, and law firm name, if applicable): 1781 UNION STREET, SAN FRANCISCO, CA 94123
- d. Telephone No. (include area code): (415) 673-0555
3. The party making this substitution is a plaintiff defendant petitioner respondent other (specify):

*NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES

- Guardian
- Personal Representative
- Conservator
- Probate fiduciary
- Trustee
- Corporation
- Guardian ad litem
- Unincorporated association

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

NOTICE TO PARTIES WITHOUT ATTORNEYS

A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

4. I consent to this substitution.

Date:

MICHAEL JONES

(TYPE OR PRINT NAME)

[Signature]
(SIGNATURE OF PARTY)

5. I consent to this substitution.

Date:

AMANDA UHRHAMMER

(TYPE OR PRINT NAME)

[Signature]
(SIGNATURE OF FORMER ATTORNEY)

6. I consent to this substitution.

Date:

LAWRENCE D. MURRAY

(TYPE OR PRINT NAME)

[Signature]
LAWRENCE D. MURRAY & ASSOCIATES

[Signature]
(SIGNATURE OF NEW ATTORNEY)

Page 1 of 2

MC-050

CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF	CASE NUMBER: CPF-07-507 047
---	--------------------------------

PROOF OF SERVICE BY MAIL
Substitution of Attorney—Civil

Instructions: After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

1. I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (specify):
2. I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of mailing: (2) Place of mailing (city and state):

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6-20-07

MARY THERESE TULLO
(TYPE OR PRINT NAME)

Mary Therese TULLO
(SIGNATURE)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

4. a. Name of person served: LAWRENCE D. MURRAY
b. Address (number, street, city, and ZIP): 1781 UNION STREET, SAN FRANCISCO, CA 94123
- c. Name of person served:
d. Address (number, street, city, and ZIP):
- e. Name of person served:
f. Address (number, street, city, and ZIP):
- g. Name of person served:
h. Address (number, street, city, and ZIP):
- i. Name of person served:
j. Address (number, street, city, and ZIP):

List of names and addresses continued in attachment.

MC-050

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): AMANDA UHRHAMMER/SBN 199445 MASTAGNI, HOLSTEDT, AMICK, MILLER, JOHNSEN & UHRHAMMER A Professional Corporation 1912 I Street Sacramento, CA 95814 TELEPHONE NO: (916) 446-4692 FAX NO. (Optional): (916) 447-4614 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): PLAINTIFFS		FOR COURT USE ONLY FILED San Francisco County Superior Court JUN 22 2007 GORDON PARK-LI, Clerk BY: <i>Beth Wilder</i> Deputy Clerk
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO STREET ADDRESS: 400 McAllister Street MAILING ADDRESS: CITY AND ZIP CODE: San Francisco, CA 94102 BRANCH NAME:		
CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF		CASE NUMBER: CPF-07-507 047
SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)		

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): VINCENT QUOCK makes the following substitution:

- Former legal representative Party represented self Attorney (name): AMANDA UHRHAMMER
- New legal representative Party is representing self* Attorney LAWRENCE D. MURRAY
 - Name: LAWRENCE D. MURRAY
 - State Bar No. (if applicable): 77536
 - Address (number, street, city, ZIP, and law firm name, if applicable): 1781 UNION STREET, SAN FRANCISCO, CA 94123
 - Telephone No. (include area code): (415) 673-0555
- The party making this substitution is a plaintiff defendant petitioner respondent other (specify):

***NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES**

- Guardian
- Personal Representative
- Conservator
- Probate fiduciary
- Trustee
- Corporation
- Guardian ad litem
- Unincorporated association

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

NOTICE TO PARTIES WITHOUT ATTORNEYS

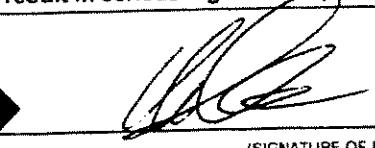
A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

4. I consent to this substitution.

Date:

VINCENT QUOCK

(TYPE OR PRINT NAME)



(SIGNATURE OF PARTY)

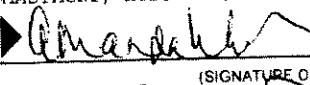
5. I consent to this substitution.

Date:

AMANDA UHRHAMMER

(TYPE OR PRINT NAME)

MASTAGNI, HOLSTEDT, AMICK, MILLER, JOHNSEN & UHRHAMMER



(SIGNATURE OF FORMER ATTORNEY)

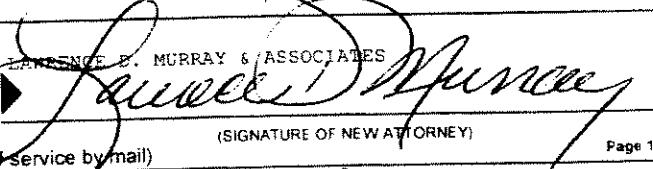
3. I consent to this substitution.

Date: 4-6-07

LAWRENCE D. MURRAY

(TYPE OR PRINT NAME)

LAWRENCE D. MURRAY & ASSOCIATES



(SIGNATURE OF NEW ATTORNEY)

(See reverse for proof of service by mail)

CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF	CASE NUMBER: CPF-07-507 047
---	--------------------------------

PROOF OF SERVICE BY MAIL
Substitution of Attorney—Civil

Instructions: After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

1. I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (specify):
2. I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of mailing: (2) Place of mailing (city and state):

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6/20/07

MARY THERESA TULLO
(TYPE OR PRINT NAME)

Mary Tull
(SIGNATURE)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

4. a. Name of person served: LAWRENCE D. MURRAY
b. Address (number, street, city, and ZIP): 1781 UNION STREET, SAN FRANCISCO, CA 94123
- c. Name of person served:
d. Address (number, street, city, and ZIP):
- e. Name of person served:
f. Address (number, street, city, and ZIP):
- g. Name of person served:
h. Address (number, street, city, and ZIP):
- i. Name of person served:
j. Address (number, street, city, and ZIP):

List of names and addresses continued in attachment.

MC-050

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): AMANDA UHRHAMMER/SBN 199445 MASTAGNI, HOLSTEDT, AMICK, MILLER, JOHNSEN & UHRHAMMER A Professional Corporation 1912 I Street Sacramento, CA 95814 TELEPHONE NO: (916) 446-4692 FAX NO. (Optional): (916) 447-4614 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): PLAINTIFFS		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO STREET ADDRESS: 400 McAllister Street MAILING ADDRESS: CITY AND ZIP CODE: San Francisco, CA 94102 BRANCH NAME:		F I L E D San Francisco County Superior Court JUN 22 2007 GORDON PARK-LI, Clerk BY: <i>Gordon Park-Li</i> BETH WILKER: Deputy Clerk
CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF		CASE NUMBER: CPF-07-507 047
SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)		

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): TEQUISHA CURLEY makes the following substitution:

- Former legal representative Party represented self Attorney (name): AMANDA UHRHAMMER
- New legal representative Party is representing self* Attorney LAWRENCE D. MURRAY
 - Name: LAWRENCE D. MURRAY
 - State Bar No. (if applicable): 77536
 - Address (number, street, city, ZIP, and law firm name, if applicable): 1781 UNION STREET, SAN FRANCISCO, CA 94123
 - Telephone No. (include area code): (415) 673-0555
- The party making this substitution is a plaintiff defendant petitioner respondent other (specify):

*NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES

- Guardian
- Personal Representative
- Conservator
- Probate fiduciary
- Trustee
- Corporation
- Guardian ad litem
- Unincorporated association

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

NOTICE TO PARTIES WITHOUT ATTORNEYS

A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

4. I consent to this substitution.

Date:

TEQUISHA CURLEY

(TYPE OR PRINT NAME)

Tequisha Curley
(SIGNATURE OF PARTY)

5. I consent to this substitution.

Date:

AMANDA UHRHAMMER

(TYPE OR PRINT NAME)

Amandasuh
(SIGNATURE OF FORMER ATTORNEY)

6. I consent to this substitution.

Date:

LAWRENCE D. MURRAY

(TYPE OR PRINT NAME)

Lawrence D. Murray
(SIGNATURE OF NEW ATTORNEY)

(See reverse for proof of service by mail)

MC-050

CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF	CASE NUMBER: CPF-07-507 047
---	--------------------------------

PROOF OF SERVICE BY MAIL
Substitution of Attorney—Civil

Instructions: After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

1. I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (specify):
2. I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of mailing: (2) Place of mailing (city and state):

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6-20-07

MARY THERESA TULLO
(TYPE OR PRINT NAME)

Mary Theresa Tullo
(SIGNATURE)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

4. a. Name of person served: LAWRENCE D. MURRAY
b. Address (number, street, city, and ZIP): 1781 UNION STREET, SAN FRANCISCO, CA 94123
- c. Name of person served:
d. Address (number, street, city, and ZIP):
- e. Name of person served:
f. Address (number, street, city, and ZIP):
- g. Name of person served:
h. Address (number, street, city, and ZIP):
- i. Name of person served:
j. Address (number, street, city, and ZIP):

List of names and addresses continued in attachment.

MC-050

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): AMANDA UHRHAMMER/SBN 199445 MASTAGNI, HOLSTEDT, AMICK, MILLER, JOHNSEN & UHRHAMMER A Professional Corporation 1912 I Street Sacramento, CA 95814 TELEPHONE NO: (916) 446-4692 FAX NO (Optional): (916) 447-4614 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): PLAINTIFFS		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO STREET ADDRESS: 400 McAllister Street MAILING ADDRESS: CITY AND ZIP CODE: San Francisco, CA 94102 BRANCH NAME:		FILED San Francisco County Superior Court JUN 2 2007 GORDON PARK-LI, Clerk BY: <i>Gordon Park-Li</i> BETH WALSER Deputy Clerk
CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF		CASE NUMBER: CPF-07-507 047
SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)		

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): ANJIE VERSHER makes the following substitution:

1. Former legal representative Party represented self Attorney (name): AMANDA UHRHAMMER
 2. New legal representative Party is representing self Attorney LAWRENCE D. MURRAY
 a. Name: LAWRENCE D. MURRAY b. State Bar No. (if applicable): 77536
 c. Address (number, street, city, ZIP, and law firm name, if applicable): 1781 UNION STREET, SAN FRANCISCO, CA 94123
 d. Telephone No. (include area code): (415) 673-0555
 3. The party making this substitution is a plaintiff defendant petitioner respondent other (specify):

*NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES

- Guardian
- Personal Representative
- Conservator
- Probate fiduciary
- Trustee
- Corporation
- Guardian ad litem
- Unincorporated association

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

NOTICE TO PARTIES WITHOUT ATTORNEYS

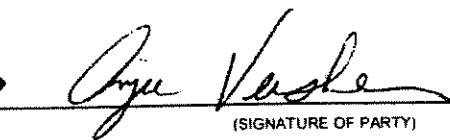
A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

4. I consent to this substitution.

Date:

ANJIE VERSHER

(TYPE OR PRINT NAME)

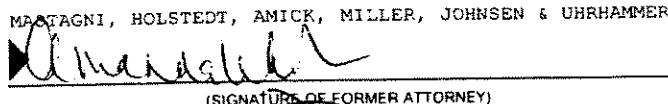

(SIGNATURE OF PARTY)

5. I consent to this substitution.

Date:

AMANDA UHRHAMMER

(TYPE OR PRINT NAME)

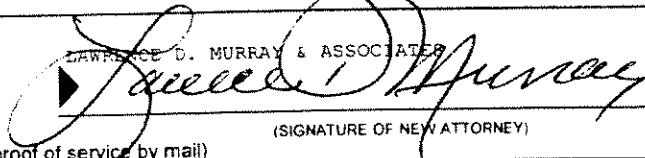

(SIGNATURE OF FORMER ATTORNEY)

6. I consent to this substitution.

Date:

LAWRENCE D. MURRAY

(TYPE OR PRINT NAME)


LAWRENCE D. MURRAY & ASSOCIATES
(SIGNATURE OF NEW ATTORNEY)

(See reverse for proof of service by mail)

Page 1 of 2

MC-050

CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF	CASE NUMBER: CPF-07-507 047
---	--------------------------------

PROOF OF SERVICE BY MAIL
Substitution of Attorney—Civil

Instructions: After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

1. I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (specify):

2. I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of mailing: (2) Place of mailing (city and state):

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6-20-07

MARY THERESA TULLO
(TYPE OR PRINT NAME)



(SIGNATURE)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

4. a. Name of person served: LAWRENCE D. MURRAY
b. Address (number, street, city, and ZIP): 1781 UNION STREET, SAN FRANCISCO, CA 94123

c. Name of person served:
d. Address (number, street, city, and ZIP):

e. Name of person served:
f. Address (number, street, city, and ZIP):

g. Name of person served:
h. Address (number, street, city, and ZIP):

i. Name of person served:
j. Address (number, street, city, and ZIP):

List of names and addresses continued in attachment.

MC-050

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) AMANDA UHRHAMMER/SBN 199445 MASTAGNI, HOLSTEDT, AMICK, MILLER, JOHNSEN & UHRHAMMER A Professional Corporation 1912 I Street Sacramento, CA 95814 TELEPHONE NO.: (916) 446-4692 FAX NO. (Optional): (916) 447-4614 E-MAIL ADDRESS (Optional):		FOR COURT USE ONLY
ATTORNEY FOR (Name): PLAINTIFFS SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO STREET ADDRESS: 400 McAllister Street MAILING ADDRESS: CITY AND ZIP CODE: San Francisco, CA 94102 BRANCH NAME:		FILED <i>San Francisco County Superior Court</i> JUN 22 2007 GORDON PARK-LI, Clerk BY: <i>Beth Williams</i> Deputy Clerk
SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)		CASE NUMBER: CPF-07-507 047

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): **ALISA ZEHNER**

makes the following substitution:

1. **Former legal representative** Party represented self Attorney (name): **AMANDA UHRHAMMER**
2. **New legal representative** Party is representing self* Attorney **LAWRENCE D. MURRAY**
 - a. Name: **LAWRENCE D. MURRAY**
 - b. State Bar No. (if applicable): **77536**
 - c. Address (number, street, city, ZIP, and law firm name, if applicable): **1781 UNION STREET, SAN FRANCISCO, CA 94123**
 - d. Telephone No. (include area code): **(415) 673-0555**
3. The party making this substitution is a plaintiff defendant petitioner respondent other (specify):

***NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES**

- Guardian
- Personal Representative
- Conservator
- Probate fiduciary
- Trustee
- Corporation
- Guardian ad litem
- Unincorporated association

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

NOTICE TO PARTIES WITHOUT ATTORNEYS

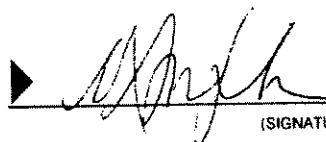
A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

4. I consent to this substitution.

Date:

ALISA ZEHNER

(TYPE OR PRINT NAME)



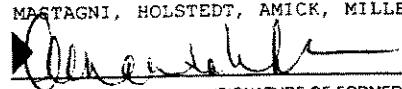
(SIGNATURE OF PARTY)

5. I consent to this substitution.

Date:

AMANDA UHRHAMMER

(TYPE OR PRINT NAME)



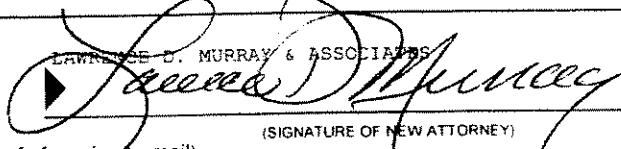
(SIGNATURE OF FORMER ATTORNEY)

3. I consent to this substitution.

Date:

LAWRENCE D. MURRAY

(TYPE OR PRINT NAME)



(SIGNATURE OF NEW ATTORNEY)

Page 1 of 2

CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE SHERIFFCASE NUMBER:
CPF-07-507 047PROOF OF SERVICE BY MAIL
Substitution of Attorney—Civil

Instructions: After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

1. I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (specify):
2. I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of mailing: (2) Place of mailing (city and state):

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6-20-07

MARY THERESE TULLO
(TYPE OR PRINT NAME)

Mary Therese TULLO
(SIGNATURE)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

4. a. Name of person served: LAWRENCE D. MURRAY
b. Address (number, street, city, and ZIP): 1781 UNION STREET, SAN FRANCISCO, CA 94123
- c. Name of person served:
d. Address (number, street, city, and ZIP):
- e. Name of person served:
f. Address (number, street, city, and ZIP):
- g. Name of person served:
h. Address (number, street, city, and ZIP):
- i. Name of person served:
j. Address (number, street, city, and ZIP):

List of names and addresses continued in attachment.

MC-050

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): AMANDA UHRHAMMER/SBN 199445 MASTAGNI, HOLSTEDT, AMICK, MILLER, JOHNSEN & UHRHAMMER A Professional Corporation 1912 I Street Sacramento, CA 95814 TELEPHONE NO. (916) 446-4692 FAX NO. (Optional): (916) 447-4614 E-MAIL ADDRESS (Optional):		FOR COURT USE ONLY
ATTORNEY FOR (Name): PLAINTIFFS		F I L E D San Francisco Superior Court JUN 22 2007 GORDON PAHL, Clerk BY: <i>[Signature]</i> DEB WILSON, Deputy Clerk
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO STREET ADDRESS: 400 McAllister Street MAILING ADDRESS: CITY AND ZIP CODE: San Francisco, CA 94102 BRANCH NAME:		
CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO OFFICE OF THE SHERIFF		
SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)		CASE NUMBER: CPF-07-507 047

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): **JOANNA CROTTY**

makes the following substitution:

- Former legal representative Party represented self Attorney (name): **AMANDA UHRHAMMER**
- New legal representative Party is representing self* Attorney **LAWRENCE D. MURRAY**
 - Name: **LAWRENCE D. MURRAY**
 - State Bar No. (if applicable): **77536**
 - Address (number, street, city, ZIP, and law firm name, if applicable): **1781 UNION STREET, SAN FRANCISCO, CA 94123**
 - Telephone No. (include area code): **(415) 673-0555**
- The party making this substitution is a plaintiff defendant petitioner respondent other (specify):

***NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES**

- Guardian
- Personal Representative
- Conservator
- Probate fiduciary
- Trustee
- Corporation
- Guardian ad litem
- Unincorporated association

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

NOTICE TO PARTIES WITHOUT ATTORNEYS

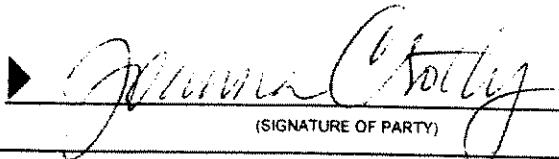
A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

- I consent to this substitution.

Date:

JOANNA CROTTY

(TYPE OR PRINT NAME)



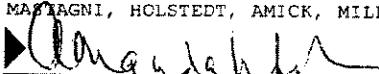
(SIGNATURE OF PARTY)

- I consent to this substitution.

Date:

AMANDA UHRHAMMER

(TYPE OR PRINT NAME)

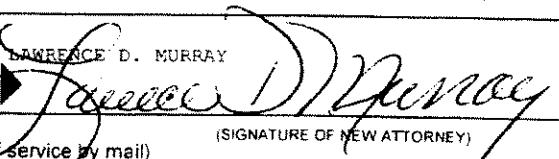


(SIGNATURE OF FORMER ATTORNEY)

- I consent to this substitution.

Date: 4/6/07LAWRENCE D. MURRAY

(TYPE OR PRINT NAME)



(SIGNATURE OF NEW ATTORNEY)

CASE NAME: SFDSA V. CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE SHERIFFCASE NUMBER:
CPF-07-507 047PROOF OF SERVICE BY MAIL
Substitution of Attorney—Civil

Instructions: After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

1. I am over the age of 18 and **not a party to this cause**. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (specify):
2. I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of mailing: (2) Place of mailing (city and state):

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 6-20-07

MARY THERESA TULLO

(TYPE OR PRINT NAME)

Mary Therese TULLO

(SIGNATURE)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

- a. Name of person served: LAWRENCE D. MURRAY
- b. Address (number, street, city, and ZIP): 1781 UNION STREET, SAN FRANCISCO, CA 94123
- c. Name of person served:
- d. Address (number, street, city, and ZIP):
- e. Name of person served:
- f. Address (number, street, city, and ZIP):
- g. Name of person served:
- h. Address (number, street, city, and ZIP):
- i. Name of person served:
- j. Address (number, street, city, and ZIP):

List of names and addresses continued in attachment.